



**UNITED STATES DEPARTMENT OF COMMERCE**  
**National Oceanic and Atmospheric Administration**  
Washington, D.C. 20230

OFFICE OF THE GENERAL COUNSEL

MAY 27 2004

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

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Angel D. Rodríguez, Chairman Puerto Rico Planning Board  
Minillas Governmental Center, North Building  
De Diego Ave. Stop 22  
P.O. Box 41119  
San Juan, PR 00940-1119

Re: Villa Boheme Consistency Appeal

Dear Sr. Pesquera and Chairman Rodriguez:

By letter dated December 20, 1997, Villa Boheme (Appellant) filed a notice of appeal pursuant to section 307(c)(3)(A) of the Coastal Zone Management Act of 1972 (CZMA), as amended, 16 U.S.C. §§ 1451, et seq, and the Department of Commerce's implementing regulations, 15 C.F.R. Part 930, Subpart H. This appeal was from an objection by the Puerto Rico Planning Board (Board) to the Appellant's consistency certification for a U.S. Army Corps of Engineers' permit to extend an existing bulkhead, construct a wooden boardwalk and reconstruct a dock in Culebra Island, Puerto Rico.

The parties requested several stays and engaged in prolonged settlement negotiations. On February 20, 2004, this office requested a report on the status of this appeal. Appellant's response dated March 20, 2004, stated this matter had been settled and that Appellant was withdrawing its appeal. A copy of this report was forwarded to the Board. Appellant's withdrawal of its appeal is officially acknowledged and the appeal is dismissed.

Sincerely,

Karl Gleaves  
Assistant General Counsel  
for Ocean Services

cc: Rose Ortiz, Puerto Rico Planning Board  
Edwin E. Muñoz, U.S. Army Corps of Engineers

